

STATE OF VERMONT
PUBLIC SERVICE BOARD

CPG No. NM-1049

Petition of David Peters for Revocation)
of his Net Metering Certificate of Public Good)

Entered: 4/13/2011

ORDER REVOKING CPG

I. INTRODUCTION

On July 7, 2010, the Vermont Public Service Board ("Board") granted David Peters a Certificate of Public Good (CPG No. NM-1049) for a net metering system in Jericho, Vermont. On January 12, 2011, Mr. Peters filed a letter with the Board stating that he would like his CPG revoked.

Mr. Peters has stated that he is not going forward with the net metering project. Therefore, we conclude that the CPG should be revoked. While 30 V.S.A. §§ 102(c) and 231(a) require an opportunity for hearing before revocation of a CPG is allowed, we note that Rule 56 of the V.R.C.P. provides that where no genuine issue of material fact exists, a hearing is not necessary. We find that the requirements of V.R.C.P. Rule 56 are met in this case and, therefore, grant Mr. Peters' request without a hearing.

II. ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Public Service Board of the State of Vermont that the Certificate of Public Good granted to David Peters, on July 7, 2010, is revoked.

DATED at Montpelier, Vermont, this 13th day of April, 2011.

s/James Volz)

PUBLIC SERVICE

s/David C. Coen)

BOARD

s/John D. Burke)

OF VERMONT

OFFICE OF THE CLERK

Filed: April 13, 2011

Attest: s/Judith C. Whitney
Deputy Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)

Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Board within thirty days. Appeal will not stay the effect of this Order, absent further Order by this Board or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Board within ten days of the date of this decision and order.